

1 STATE OF GEORGIA
2 COUNTY OF FULTON
3 CITY OF SOUTH FULTON

RES2019-052

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6
7 **A RESOLUTION PROMOTING ADMINISTRATIVE CLARITY, REGULATING EVENTS**
8 **AND FOR OTHER LAWFUL PURPOSES**

9
10 **(Sponsored by Councilperson Gilyard)**

11
12 **WHEREAS**, the City of South Fulton ("City") is a municipal corporation duly
13 organized and existing under the laws of the State of Georgia;

14
15 **WHEREAS**, the Mayor and Council ("City Council") is the duly elected governing
16 authority of the City;

17
18 **WHEREAS**, the City is authorized pursuant to the City Charter Section 3.25 "[t]o
19 exercise and enjoy all other powers, functions, rights, privileges, and immunities
20 necessary or desirable to promote or protect the safety, health, peace, security, good
21 order, comfort, convenience, or general welfare of the city.";

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23 **WHEREAS**, the City Council wishes by this Resolution to clarify minimum
24 standards with respect to City Sponsored Events; and

25
26 **WHEREAS**, this Resolution will benefit the health and general welfare of the City,
27 its citizens and general public.

28 **THE COUNCIL OF THE CITY OF SOUTH FULTON, GEORGIA, HEREBY**
29 **RESOLVES** as follows:

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31 **Section 1:** The following rules shall govern City Events:

32 **City Events Defined.** A "City Event" shall be defined as an event where:

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34 (1) The public is invited by city officials and/or city administration to recognize,
35 discuss and/or address City topics, activities, events and/or legislation; and

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37 (2) City employees (during their paid and/or salaried City work hours) and/or City
38 resources are used to organize and/or facilitate the event.

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40 **Authorization Required.** All proposed City Events shall be brought before the City
41 Council for approval prior to holding the event. Such approval shall be obtained in
42 advance of notice for the event being circulated to the public.
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44 **Funding.** The City employee and/or official proposing the event may work with the
45 Chief Financial Officer and City Manager to recommend funding options for the event,
46 or the City Council may direct the Chief Financial Officer and City Manager to bring
47 back recommendations for the same.

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49 **Excluded Events.** For purposes of this Resolution, the following events shall not
50 constitute City Events:

- 51
52 (1) Regular and special council meetings,
- 53
54 (2) Events hosted and planned by City employees within their allocated budgets in
55 the performance of their official duties for which no City Council member is
56 named as a host and/or sponsor;
- 57
58 (3) Events organized and planned by members of the public to which City Council
59 members are invited to attend, such as homeowner meetings and community
60 socials;
- 61
62 (4) Meetings of City boards, authorities, committees, taskforces and/or
63 commissions;
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65 (5) Events hosted by the Mayor or less than four Councilmembers where:
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 - 67 (a) The event is publicized by such official(s) as being offered by the hosting
68 official(s), and not the City, and is paid for using funds from the hosting
69 officials' district budget; and
 - 70
71 (b) City employees (excluding the Mayor's assistant and council legislative
72 specialist) are not used during their paid and/or salaried work hours to plan
73 and/or conduct the event. City employees may however, be directed by the
74 city manager and/or their supervisor to discuss topics regarding their
75 expertise at events under this paragraph. Additionally, nothing in this
76 paragraph shall prohibit the Mayor or Councilpersons from requesting the
77 assistance of law enforcement at events offered in their official capacities for
78 public safety purposes.

79
80 **Engagement with the Public.** The City Manager shall share the agenda for any City
81 Events with the City Council no later than a week before the event, and shall add to the
82 agenda the names of any Council members who request to speak at the event within
83 two business days of their receipt of such notice. No member of the City Council shall
84 be denied the right to speak to the public on topics germane to the event during the
85 speaker portion of any such event, regardless of whether a request was made in
86 advance of the event.

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90 **Section 2.** It is hereby declared to be the intention of the Mayor and Council that: (a)
91 All sections, paragraphs, sentences, clauses and phrases of this Resolution are or
92 were, upon their enactment, believed by the City Council to be fully valid, enforceable
93 and constitutional.

94 (b) To the greatest extent allowed by law, each and every section, paragraph,
95 sentence, clause or phrase of this Resolution is severable from every other section,
96 paragraph, sentence, clause or phrase of this Resolution. No section, paragraph,
97 sentence, clause or phrase of this Resolution is mutually dependent upon any other
98 section, paragraph, sentence, clause or phrase of this Resolution.

99 (c) In the event that any phrase, clause, sentence, paragraph or section of this
100 Resolution shall, for any reason whatsoever, be declared invalid, unconstitutional or
101 otherwise unenforceable by the valid judgment or decree of any court of competent
102 jurisdiction, it is the express intent of the City Council that such invalidity,
103 unconstitutionality or unenforceability shall, to the greatest extent allowed by law, not
104 render invalid, unconstitutional or otherwise unenforceable any of the remaining
105 phrases, clauses, sentences, paragraphs or sections of the Resolution.

106 **Section 3.** All Resolutions and parts of Resolutions in conflict herewith are hereby
107 expressly repealed.

108 **Section 4.** The effective date of this Resolution shall be the date of adoption unless
109 provided otherwise by the City Charter or state and/or federal law.

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113 THIS RESOLUTION adopted this 22nd day of October 2019.

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115 **CITY OF SOUTH FULTON, GEORGIA**

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120 WILLIAM "BILL" EDWARDS, MAYOR

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123 ATTEST:

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127 S. DIANE WHITE, CITY CLERK

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129 APPROVED AS TO FORM:

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133 EMILIA C. WALKER, CITY ATTORNEY



134 The foregoing RESOLUTION No. 2019-052, adopted on October 22, 2019 was
135 offered by Councilmember Gilyard, who moved its approval. The motion was
136 seconded by Councilmember Baker, and being put to a vote, the result was as
137 follows:

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	AYE	NAY
William "Bill" Edwards, Mayor	<u> </u>	<u> </u>
Mark Baker, Mayor Pro Tem	<u> X </u>	<u> </u>
Catherine Foster Rowell	<u> X </u>	<u> </u>
Carmalitha Lizandra Gumbs	<u> X </u>	<u> </u>
Helen Zenobia Willis	<u> X </u>	<u> </u>
Gertrude Naeema Gilyard	<u> X </u>	<u> </u>
Rosie Jackson	<u> X </u>	<u> </u>
khalid kamau	<u> X </u>	<u> </u>